

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division**

**TSGT JOSHUA CALDWELL, as
administrator for the Estate of
Savannah Caldwell,**

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

No. 1:22-cv-0111 (PTG/IDD)

JOINT MOTION TO CONTINUE FINAL PRETRIAL CONFERENCE

Pursuant to Federal Rule of Civil Procedure 6(b), Plaintiff and Defendant, through their undersigned counsel, hereby respectfully submit this joint motion to continue the final pretrial conference and all associated deadlines until November 16, 2022. The good cause for this relief is as follows:

1. Plaintiff filed this action alleging medical malpractice under the Federal Tort Claims Act on February 2, 2022. *See* Dkt. 1. Pursuant to this Court's initial scheduling order, issued on June 9, 2022, the parties have conducted discovery, which is set to close on October 14, 2022. *See* Dkt. 19, 21. A final pretrial conference is currently scheduled for Wednesday, October 19, 2022. Dkt. 19.

2. The parties have decided to engage in a settlement conference in this matter in the hopes of reaching a resolution without further litigation. To that end, the parties have scheduled a settlement conference with Magistrate Judge Davis on November 1, 2022.

3. Of course, the parties have not yet commenced the settlement process, and cannot

make any definitive representations regarding whether a settlement can be attained here, other than to note that both parties will negotiate in good faith. Nevertheless, to avoid the potentially needless expenditure of this Court's and the parties' resources, in the event that the parties are able to reach a settlement, Plaintiff and Defendant respectfully request that the Court continue the final pretrial conference, as well as the associated deadlines to file exhibit and witness lists and serve exhibits on opposing counsel, until November 16, 2022, or until another date selected by the Court.

4. A proposed order is attached for the Court's convenience. The parties waive hearing on this joint motion.

Dated: October 5, 2022

Respectfully submitted,

UNITED STATES OF AMERICA

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